



234156



Transmitted Via Electronic Mail & Federal Express Overnight Delivery

September 17, 2008

U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue
Edison, New Jersey 08837

Attention: Mr. Joseph Cosentino
On-Scene Coordinator

Re: Monthly Progress Report No. 1
LPRSA Removal Action

Dear Mr. Cosentino:

Submitted herewith is Monthly Progress Report No. 1 for work performed during August 2008 on the LPRSA Removal Action. This progress report has been prepared pursuant to Section VIII, Paragraph 28 of the Administrative Settlement Agreement and Order on Consent between U.S. Environmental Protection Agency and Occidental Chemical Corporation and Tierra Solutions, Inc., Index No. CERCLA-02-2008-2020.

If you have any questions, please contact me at (732) 246-3091.

Sincerely,

Tierra Solutions, Inc.

Paul J. Bluestein, P.E.
Project Coordinator

On behalf of Occidental Chemical Corporation
(as successor to Diamond Shamrock Chemicals Company)

Attachment

- 1c: New Jersey Remediation Branch
Emergency and Remedial Response Division
U.S. Environmental Protection Agency, Region 2
290 Broadway, 19th Floor
New York, New York 10007-1866
Attn: Lower Passaic River Study Area Remedial Project Manager – Elizabeth Butler
- 1c: Office of Regional Counsel
U.S. Environmental Protection Agency, Region 2
290 Broadway, 17th Floor
New York, New York 10007-1866
Attn: Lower Passaic River Study Area Site Attorney – Patricia Hick
- 1c: New Jersey Department of Environmental Protection
Site Remediation Program
401 E. State Street
P.O. Box 028
Trenton, New Jersey 08265-0028
Attn: Lower Passaic River Study Area Project Manager
- 1c: Mr. Robert Romagnoli
ARCADIS
6723 Towpath Road
Syracuse, NY 13214-0066

MONTHLY PROGRESS REPORT NO. 1
LPRSA REMOVAL ACTION
WORK PERIOD: August 2008

A. Actions Taken Toward Achieving Compliance with the Order

1. Tierra submitted the Phase I EE/CA Work Plan, Revision 0 to USEPA on July 23, 2008.
2. Tierra met with USEPA and NJDEP on August 13, 2008 to discuss comments on the Phase I EE/CA Work Plan, Revision 0.
3. Tierra submitted the Phase I EE/CA Work Plan, Revision 1 to USEPA on August 29, 2008.
4. USEPA approved the Phase I EE/CA Work Plan, Revision 1 on August 29, 2008.

B. Actual or Potential Violations and Other Problems Encountered

1. None

C. Corrective Actions

1. None.

D. Validated Sampling or Testing Results Received or Generated During the Course of Implementing the Work

1. None.

E. Future Plans, Actions and Data Scheduled for September 2008 and October 2008

1. The first financial assurance payment to the Trust, \$2,000,000, is due September 21, 2008.
2. The Phase I EE/CA, Revision 0 will be prepared and submitted to USEPA on October 6, 2008.
3. On October 9, 2008 Tierra will give a presentation to USEPA on the Phase I EE/CA, Revision 0.

F. Work Completion Estimates

1. None.

G. Delays Encountered or Anticipated and Mitigation Actions

1. None.